



Nevada State Board of Medical Examiners

*** * * PUBLIC NOTICE * * ***

NEVADA STATE BOARD OF MEDICAL EXAMINERS BOARD MEETING

*Conference Room at the Offices of the
Nevada State Board of Medical Examiners
1105 Terminal Way, Suite 301, Reno, Nevada 89502*

Videoconferenced (or Teleconferenced) to:

*Conference Room at the Offices of the
Nevada State Board of Medical Examiners/Nevada State
Board of Dental Examiners
6010 S. Rainbow Boulevard, Building A, Suite 1, Las Vegas, Nevada 89118*

Friday, December 3, 2010 – 8:30 a.m.

*** * * AGENDA * * ***

Please Note:

- 1) Persons wishing to attend this meeting may do so at either of the above-listed locations.
- 2) Agenda items, other than those items posted with a specific time, may be taken out of sequence to accommodate persons appearing before the Board and/or to aid in the effectiveness of the meeting.
- 3) Certain agenda items, or portions thereof, may be conducted in closed session, in accordance with NRS 241.030.
- 4) Public comment is scheduled under Agenda Item 32, at the end of the meeting, and may also be called for at other times throughout the meeting by the Board President.

Mailing Address: P.O. Box 7238 • Reno, Nevada 89510-7238

Physical Address: 1105 Terminal Way, Suite 301 • Reno, Nevada 89502-2144

(775) 688-2559 • Fax (775) 688-2321

E-mail: nsbme@medboard.nv.gov • Website: www.medboard.nv.gov

1. Call to Order and Announcements - *Charles N. Held, M.D., President*
 - Roll Call/Quorum
- 2.* Approval of Minutes
 - September 10, 2010 Board Meeting – Open/Closed Sessions
 - November 3, 2010 Telephone Conference Board Meeting – Open Session
- 3.* Consideration and Approval of Revised Mission Statement
 - *Douglas C. Cooper, CMBI, Executive Director*
- 4.* Personnel
 - Annual Review and Discussion of Professional Competency of Staff
 - *Douglas C. Cooper, CMBI, Executive Director; Board Executive Committee*
- 5.* Consideration of Adoption of Amendments to Nevada Administrative Code Chapter 630

Friday, December 3, 2010, at 9:00 a.m., or as soon thereafter as it may be heard

 - Consideration of Amendment to Nevada Administrative Code Chapter 630, Amending NAC 630.505 to Update Language Related to Credentialing Bodies
 - *Edward O. Cousineau, J.D., Deputy Executive Director*
- 6.* Review and Discussion Concerning the Administrators in Medicine (AIM) Assessment Findings

Friday, December 3, 2010, at 9:05 a.m., or as soon thereafter as it may be heard

 - *Douglas C. Cooper, CMBI, Executive Director; and select staff*
- 7.* Consideration of and Discussion Regarding Proposed Memorandum of Understanding With the Office of the Attorney General for Legal Services
 - *Douglas C. Cooper, CMBI, Executive Director*
- 8.* Consideration of and Approval to Send Physician Board Member to FSMB USMLE Item-Writing Workshop
 - *Douglas C. Cooper, CMBI, Executive Director*
- 9.* Consideration of and Discussion Regarding Submission of Resolution to the FSMB House of Delegates Annual Business Meeting
 - *Douglas C. Cooper, CMBI, Executive Director*
- 10.* Consideration of and Discussion Regarding Use of VeriDoc License Verifications
 - *Douglas C. Cooper, CMBI, Executive Director; Lynnette L. Daniels, Chief of Licensing*

- 11.* Consideration and Discussion Regarding Nevada Coalition for Safe Injection Proposed BDR for Statutory Change Requiring Mandatory CME Related to Prevention of Healthcare Associated Infections for Medical Licensure in Nevada
- Joseph Theile, Nevada Safe Injection Practices Campaign Director; Douglas C. Cooper, CMBI, Executive Director
- 12.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. Steven MacArthur, M.D., BME Case No. 09-18625-1
Friday, December 3, 2010, at 9:30 a.m., or as soon thereafter as it may be heard
- Keith D. Marcher, J.D., Senior Deputy Attorney General (Edward O. Cousineau, J.D. case)
Adjudicating Board Members: Charles N. Held, M.D., President; Benjamin J. Rodriguez, M.D., Vice President; Valerie J. Clark, BSN, RHU, LUTCF, Secretary-Treasurer; Javaid Anwar, M.D., Board Member; Beverly A. Neyland, M.D., Board Member; Theodore B. Berndt, M.D., Board Member; Michael J. Fischer, M.D., Board Member
- 13.* Consideration of Petition of Eladio Carrera, M.D. for Reconsideration and Modification of Settlement, Waiver and Consent Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Eladio Carrera, M.D., BME Case No. 08-9241-1
- Eladio Carrera, M.D.; David J. Mortensen, Esq. (Lyn E. Beggs, J.D. case)
Adjudicating Board Members: Valerie J. Clark, BSN, RHU, LUTCF, Secretary-Treasurer; Van V. Heffner, Board Member; Beverly A. Neyland, M.D., Board Member; Theodore B. Berndt, M.D., Board Member; Michael J. Fischer, M.D., Board Member; Ronald Kline, M.D., ad hoc Board Member
- 14.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. James Boyle, R.R.T., BME Case No. 09-33089-1
- Lyn E. Beggs, J.D., General Counsel
Adjudicating Board Members: Charles N. Held, M.D., President; Valerie J. Clark, BSN, RHU, LUTCF, Secretary-Treasurer; Javaid Anwar, M.D., Board Member; Theodore B. Berndt, M.D., Board Member; Michael J. Fischer, M.D., Board Member
- 15.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Darren Soong, M.D., BME Case No. 10-8698-1
- Bradley O. Van Ry, J.D., Deputy General Counsel
Adjudicating Board Members: Charles N. Held, M.D., President; Valerie J. Clark, BSN, RHU, LUTCF, Secretary-Treasurer; Javaid Anwar, M.D., Board Member; Theodore B. Berndt, M.D., Board Member; Michael J. Fischer, M.D., Board Member
- 16.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Daniel Link, M.D., BME Case No. 10-11919-1
- Bradley O. Van Ry, J.D., Deputy General Counsel
Adjudicating Board Members: Charles N. Held, M.D., President; Valerie J. Clark, BSN, RHU, LUTCF, Secretary-Treasurer; Javaid Anwar, M.D., Board Member; Theodore B. Berndt, M.D., Board Member; Michael J. Fischer, M.D., Board Member

- 17.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Ismat Chaudhery, M.D., BME Case No. 10-11300-1
- Bradley O. Van Ry, J.D., Deputy General Counsel
Adjudicating Board Members: Charles N. Held, M.D., President; Valerie J. Clark, BSN, RHU, LUTCF, Secretary-Treasurer; Javaid Anwar, M.D., Board Member; Theodore B. Berndt, M.D., Board Member; Michael J. Fischer, M.D., Board Member
- 18.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Thomas Sazani, M.D., BME Case No. 10-9841-1
- Lyn E. Beggs, J.D., General Counsel
Adjudicating Board Members: Benjamin J. Rodriguez, M.D., Vice President; Javaid Anwar, M.D., Board Member; Van V. Heffner, Board Member; Beverly A. Neyland, M.D., Board Member; Michael J. Fischer, M.D., Board Member
- 19.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. James Unger, M.D., BME Case No. 10-6159-1
- Bradley O. Van Ry, J.D., Deputy General Counsel
Adjudicating Board Members: Benjamin J. Rodriguez, M.D., Vice President; Javaid Anwar, M.D., Board Member; Van V. Heffner, Board Member; Beverly A. Neyland, M.D., Board Member; Michael J. Fischer, M.D., Board Member
- 20.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Mark Kabins, M.D., BME Case No. 10-7510-1
- Edward O. Cousineau, J.D., Deputy Executive Director
Adjudicating Board Members: Benjamin J. Rodriguez, M.D., Vice President; Javaid Anwar, M.D., Board Member; Van V. Heffner, Board Member; Beverly A. Neyland, M.D., Board Member; Michael J. Fischer, M.D., Board Member
- 21.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Conrad Murray, M.D., BME Case No. 10-12785-1
- Edward O. Cousineau, J.D., Deputy Executive Director
Adjudicating Board Members: Benjamin J. Rodriguez, M.D., Vice President; Javaid Anwar, M.D., Board Member; Van V. Heffner, Board Member; Beverly A. Neyland, M.D., Board Member; Michael J. Fischer, M.D., Board Member
- 22.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Eric Brecher, M.D., BME Case No. 10-28324-1
- Bradley O. Van Ry, J.D., Deputy General Counsel
Adjudicating Board Members: Benjamin J. Rodriguez, M.D., Vice President; Javaid Anwar, M.D., Board Member; Van V. Heffner, Board Member; Beverly A. Neyland, M.D., Board Member; Michael J. Fischer, M.D., Board Member

- 23.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Kevin Buckwalter, M.D., BME Case No. 08-12069-1
- Edward O. Cousineau, J.D., Deputy Executive Director
Adjudicating Board Members: Valerie J. Clark, BSN, RHU, LUTCF, Secretary-Treasurer;
Beverly A. Neyland, M.D., Board Member; Theodore B. Berndt, M.D., Board Member;
Michael J. Fischer, M.D., Board Member
- 24.* Consideration of Voluntary Surrender of Medical License of James Beecham, M.D.
- Bradley O. Van Ry, J.D., Deputy General Counsel
Adjudicating Board Members: Benjamin J. Rodriguez, M.D., Vice President; Javaid Anwar, M.D., Board Member; Van V. Heffner, Board Member; Beverly A. Neyland, M.D., Board Member;
Michael J. Fischer, M.D., Board Member
- 25.* Consideration and Adoption of Budget for Fiscal Year 2011
- Valerie J. Clark, BSN, RHU, LUTCF, Secretary-Treasurer; Douglas C. Cooper, CMBI, Executive Director;
Donya Jenkins, Finance Manager
- 26.* Reports
- Physician Assistant Advisory Committee - John B. Lanzillotta, P.A.-C, Advisory Committee Member
- Practitioner of Respiratory Care Advisory Committee - John H. Steinmetz, R.R.T., Advisory Committee Member
- Investigative Committees - Charles N. Held, M.D., President, Chairman, Investigative Committee A
Benjamin J. Rodriguez, M.D., Vice President, Chairman, Investigative Committee B
- Consideration of Cases Recommended for Closure by the Investigative Committees
- Investigations Division
- Status of Investigative Case Load - Pamela J. Castagnola, CMBI, Interim Chief of Investigations
- Quarterly Compliance Report - Johnna S. LaRue, Compliance Officer
- Nevada State Medical Association Report - Lawrence P. Matheis, Executive Director, Nevada State Medical Association
- Clark County Medical Society Report - Mitchell D. Forman, D.O., FACR, FACOI, FACP, President, Clark County Medical Society; Benjamin J. Rodriguez, M.D., Board Vice President
- 27.* Executive Staff/Staff Reports
- Update Regarding Legislative Initiatives for 2011 Legislative Session - Douglas C. Cooper, CMBI, Executive Director
- Consideration and Approval of Request for Staff and Board Member Attendance at Educational Meetings - Douglas C. Cooper, CMBI, Executive Director
- Quarterly Update on Finances - Donya Jenkins, Finance Manager
- Informational Items - Douglas C. Cooper, CMBI, Executive Director
28. Legal Reports - Lyn E. Beggs, J.D., General Counsel
- Board Litigation Status

29.* Licensure Ratification

- Ratification of Licenses Issued, and Reinstatements of Licensure and Changes of Licensure Status Approved Since the September 10, 2010 Board Meeting

30.* Appearances for Consideration of Acceptance of Applications for Licensure

Portions of these appearances may be conducted in closed session in accordance with NRS 241.030.

- (a) Dale Mericle, M.D.
- (b) Stephen Dubin, M.D.

31. Matters for Future Agenda

32.** Public Comment

* Denotes items on which action may occur.

** Under the Public Comment agenda item, members of the general public may bring matters not appearing on this agenda to the attention of the Board. The Board may discuss the matters, but may not act on the matters at this meeting. If the Board desires, the matters may be placed on a future agenda for action. In consideration of others, who may also wish to provide public comment, please avoid repetition and limit your comments to no more than four (4) minutes.

NOTICES POSTED AT THE FOLLOWING LOCATIONS:

Nevada State Board of Medical Examiners - Reno
Washoe County Court House – Reno
Office of the Attorney General - Carson City
Office of the Attorney General - Las Vegas
Southern Nevada Health District - Las Vegas
Elko County Court House - Elko
White Pine County Court House - Ely

PLEASE NOTE:

- 1) Persons/facilities desiring copies of the Board's agenda must submit their request in writing every twelve (12) months. Check the address label for this agenda for expiration date.
- 2) With regard to any Board meeting, it is possible that an amended notice will be published adding new items to the original agenda. Amended notices will be posted in accordance with the Open Meeting Law; however, they will not be mailed to individuals on the Board's mailing list.
- 3) Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the Board office in writing at P.O. Box 7238, Reno, NV 89510 or by calling (775) 688-2559 prior to the date of the meeting.